## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION - CINCINNATI

DAVID DURHAM, : Case No. 1:18-cv-91

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Plaintiff, : Judge Matthew W. McFarland

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vs. :

DETECTIVE JERRY NIFENEGGER,

et al.,

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Defendants. :

ENTRY AND ORDER ADOPTING REPORT AND RECOMMENDATION (DOC. 57) AND DENYING IN PART MOTION FOR LEAVE TO AMEND THE COMPLAINT (DOC. 41)

The Court has reviewed the Order and Report and Recommendation (Doc. 57) of United States Magistrate Judge Karen L. Litkovitz, to whom this case is referred pursuant to 28 U.S.C. § 636(b). As no objections to the Report and Recommendation have been filed and the time do so has expired, the Court hereby **ADOPTS** the Report and Recommendation in its entirety. Accordingly, Plaintiff's motion for leave to amend the complaint (Doc. 41) is **DENIED** insofar as Plaintiff seeks to bring claims under 42 U.S.C. § 1983 and supplemental state law claims other than claims for conversion/unjust enrichment and civil conspiracy against Scott Hollopeter.

IT IS SO ORDERED.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO

By:

MATTHEW W. McFARLAND UNITED STATES DISTRICT JUDGE